

RHIC & AGS UEC Meeting (11/15/2002)

Overview of Foreign Visits & Assignments Program at Brookhaven & User Administrator's Meeting

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Peter Paul Directs BNL to Comply with DOE Order 142.1 by 11/30/2002

- What's involved
 - DOE Order 142.1
 - Pilot Program for DOE
 - IG Audit of FVA Program
 - New draft FVA order
 - Immigration law
- Seven weeks to comply

Overview Statement

Bill Nay: “We have another category which I think causes the most confusion and concern in some cases. It’s not the subcontractors and it’s not one-day visitors. We have a large number of people who go to our non-sensitive, non-weapons laboratories that are not our employees, who may be there for weeks, maybe months as an employee of a university, employee of a foreign university, or research center. What is our responsibility to track the maintenance of their status and verify their employment eligibility?”

Linda Dodd: Well, there are two ways to answer that. Officially, you have no responsibility under law unless you are the university, the program sponsor, or the employer. However, you have certain responsibilities with respect to anyone who comes on your physical premise, and that would be outside immigration law. But those are the kinds of things you have to identify and develop policies and implement those policies so that at any given point in time you know exactly who is on your premises, why those persons are there, and you have some way to track them. Now any alien who is in the United States should be carrying documentation; they are required to under law. Chances are these people do not walk in off the street; they are invited by someone, from somewhere, to do something special. Some one needs to be tracking them, and not only the person who invites them should be tracking them, but there should be some centralized coordinated body that keeps track of them as a security matter—not as an immigration law matter, but as a security matter for the whole facility and I should think that all of the facilities would have similar policies in this regard. Best way I can answer the question:

Bill Nay: You answered by question.”

What Does Compliance Mean?

- Foreign nationals must have approval before being allowed on-site access
- Specific-security plans are required for all sensitive-country foreign nationals
 - In 142.1, not in draft order (draft allows us to deem user facilities as open sites)
- Required to ensure that no foreign national is on Brookhaven property without proper duration-of-status documents
 - Not in 142.1, in draft order

Compliance cont.

- Required to keep records of all duration-of-status documents
- Dates on-site required in FACTS
 - In 142.1 and draft order
- Host/close-out reports required for all foreign nationals
 - Host report in 142.1, not in draft order
 - Close-out report not in 142.1, but in draft order

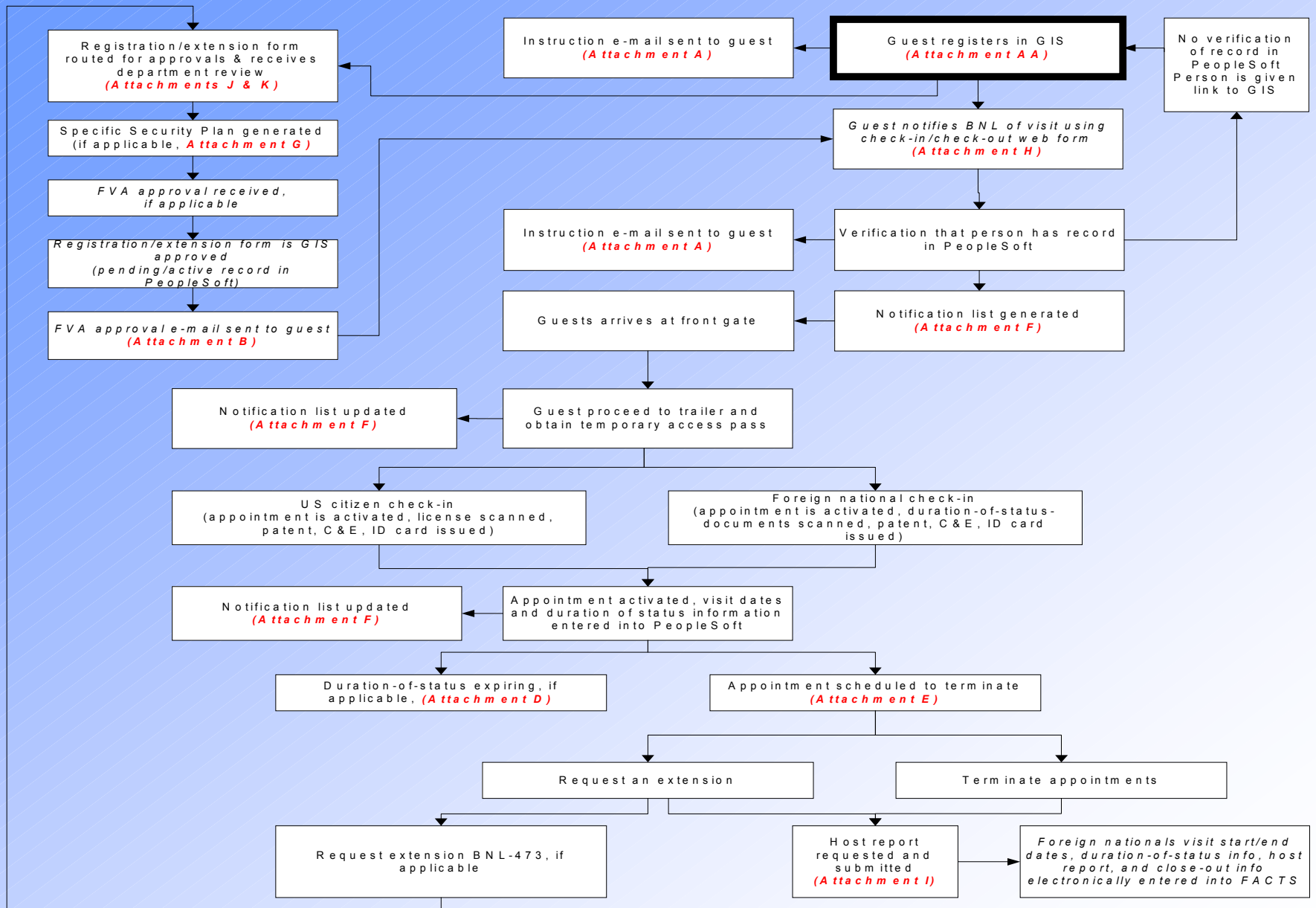
Issues

- Front gate issues
- Duration-of-status issues
- Database is not complete
- NSLS guests not in PeopleSoft
- Contractors not in PeopleSoft

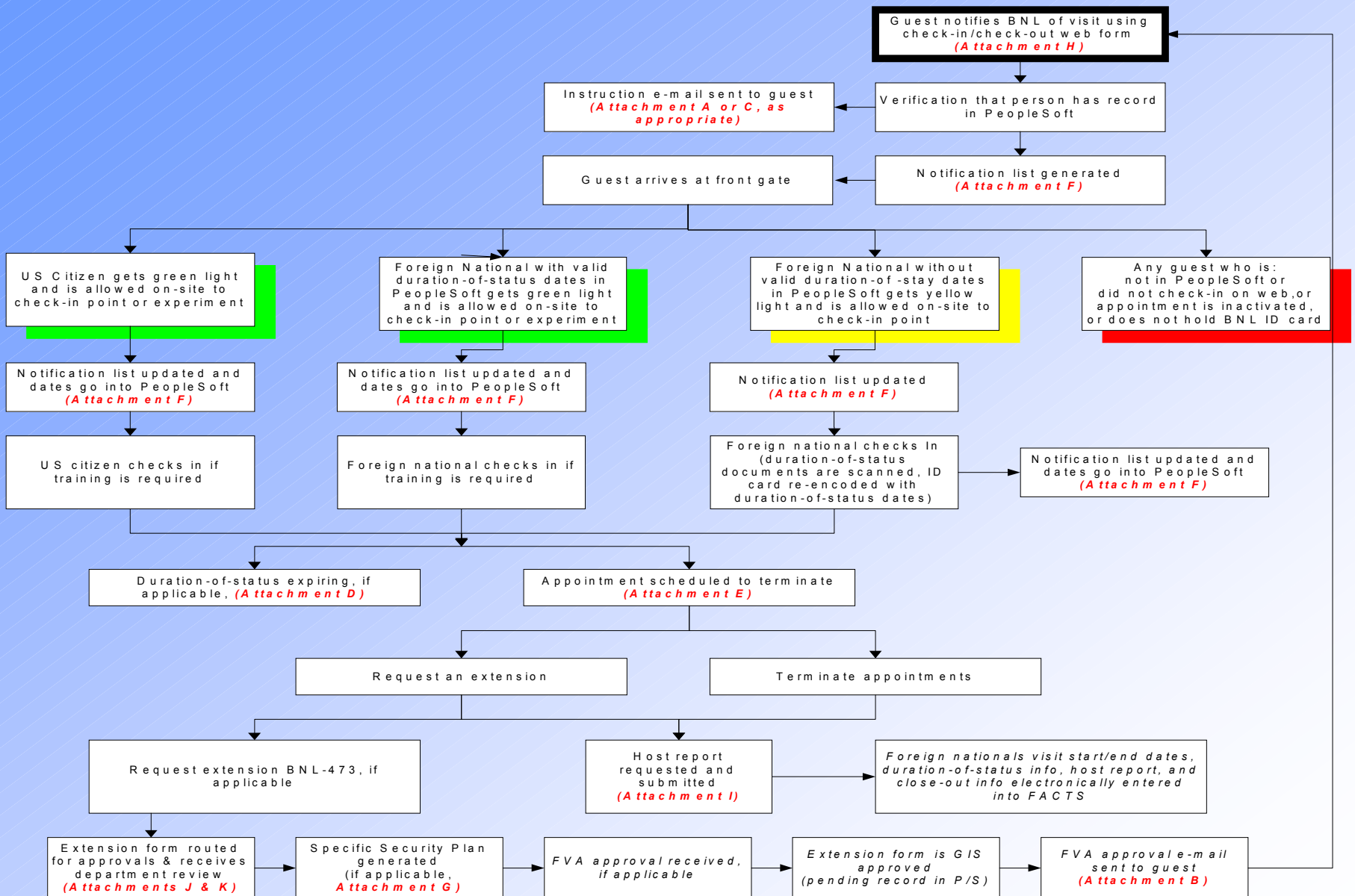
Solutions

- Card readers at front gate (scanning on entry)
- Using our guest data base
- Guest must share in the responsibility
- Guest must notify BNL when they are coming
- Four check-in office at BNL

GATE ACCESS and GIS PROCESS FOR FIRST-TIME GUESTS



GATE ACCESS and GIS PROCESS FOR REPEAT GUESTS



Where Will BNL Stand on 12/1/2002

- Scanners at front gate will be working
- Web check-in/check-out will be working
- Guests will be receiving information via e-mail
- Access on-site will be denied to foreign national without an approved BNL-473
- Foreign nationals **MUST** have duration-of-status documents with them

Role of the Users' Center

- Provide information to the users
 - Big e-mail campaign planned for last week of November
 - Users' must be told repeatedly what to do
- Provide information to
 - BNL administrative contacts
 - Experimental contacts
 - UEC
 - BNL management
- Continue to improve the system
- Suggestions welcome

User Administrator's Meeting

Topics Discussed

- ❖ BES reporting for Light Source facilities
- ❖ Data bases
- ❖ Membership of Committee
- ❖ BNL presentation on FVA compliance
- ❖ LANL made a presentation on the FVA program
- ❖ Two areas to address
 - ❖ Individual-specific 473 instead of site-specific 473
 - ❖ Can our user population help us

Status Report

- ❖ Spoke to BNL management about getting users involved
- ❖ Multiple discussion with Bob Astheimer and Steve Steadman from Basic Energy Sciences
- ❖ Office of Science has appointed John Metzler to look after FVA issues
- ❖ Situation is continually changing
- ❖ Rumor: Secretary of Energy to announce new policy on FVA

What Can Users Do?

- ❖ Steadman recommends that the UEC have a plan of attack and be ready for action if/when necessary
- ❖ All user facilities will be asked to respond if necessary